

1 The Honorable Ricardo S. Martinez
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 STATE OF WASHINGTON,

10 Plaintiff,

11 v.

12 UNITED STATES DEPARTMENT OF
13 HOMELAND SECURITY;
14 IMMIGRATION AND CUSTOMS
15 ENFORCEMENT; CHAD F. WOLF, in his
16 official capacity as Acting Secretary of the
U.S. Department of Homeland Security; and
MATTHEW ALBENCE, in his official
capacity as Acting Director of U.S. Customs
and Immigration Enforcement,

17 Defendants.

NO. 2:20-cv-01070-RSM

TEMPORARY RESTRAINING
ORDER

[PROPOSED]

18 The State of Washington's Emergency Motion for Temporary Restraining Order is
19 GRANTED. Defendants and their respective officers, agents, and employees are hereby
20 ENJOINED from implementing or enforcing the "procedures and responsibilities" described in
21 the July 6, 2020, Student and Exchange Visitor Program (SEVP) "Broadcast Message:
22 COVID-19 and Fall 2020," in any manner or in any respect, for 14 days. Accordingly,
23 Defendants are enjoined from promulgating the "Temporary Final Rule" referenced in the
24 July 6, 2020 Broadcast Message. The Court further ORDERS Defendants to comply with the
25 policy set forth in the March 13, 2020, Student and Exchange Visitor Program (SEVP) guidance
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1 document entitled "COVID-19: Guidance for SEVP Stakeholders," and otherwise preserve the
2 status quo with respect to holders of F-1 and M-1 visas as it existed prior to July 6, 2020.

3 **SO ORDERED** this ____ day of July, 2020 at ____:____ a.m./p.m.

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6 THE HONORABLE RICARDO S. MARTINEZ
7 UNITED STATES DISTRICT JUDGE
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9 Presented by:
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11 ROBERT W. FERGUSON
12 Attorney General

13 /s/ Lauryn K. Fraas
14 LAURYN K. FRAAS, WSBA #53238
15 KRISTIN BENESKI, WSBA #45478
16 SPENCER W. COATES, WSBA #49683
Assistant Attorneys General
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Attorneys for Plaintiff State of Washington

DECLARATION OF SERVICE

I hereby declare that on this day I caused the foregoing document to be electronically filed with the Clerk of the Court using the Court's CM/ECF System which will send notification to all counsel of record. Counsel further certifies:

(1) a copy of the TRO Motion, the supporting declarations and exhibits, and the proposed order will be emailed to the Department of Justice promptly upon filing to the following email addresses: Rayford.Farquhar@usdoj.gov and Brian.Moran@usdoj.gov;

(2) a copy of the TRO Motion, the supporting declarations and exhibits, and the proposed order will be served upon Defendants by hand delivery at the following address:

United States Attorney's Office
Western District of Washington
700 Stewart Street, Suite 5220
Seattle, WA 98101-1271;

and (3) a copy of the TRO motion, the supporting declarations and exhibits, and the proposed order will be served upon the federal Defendants via FedEx overnight mail, addressed as follows:

U.S. Department of Homeland Security
2707 Martin Luther King Jr. Avenue SE, Mail Stop 0485
Washington, DC 20528-0485

U.S. Immigration and Customs Enforcement
Office of the Principal Legal Advisor
500 12th Street SW, Mail Stop 5902
Washington, DC 20536-5902

Chad F. Wolf
Acting Secretary of Homeland Security
U.S. Department of Homeland Security
2707 Martin Luther King Jr. Avenue SE, Mail Stop 0485
Washington, DC 20528-0485

Matthew Albence
Deputy Director
U.S. Immigration and Customs Enforcement
500 12th Street SW
Washington, DC 20536

1 DATED this 13th day of July, 2020, at Seattle, Washington.
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/s/ Lauryn K. Fraas
LAURYN K. FRAAS, WSBA #53238
Assistant Attorney General